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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Michael P. Wenniger

Group Art Unit: 1654

Serial No.: 10/709,746

Examiner: S. Coe

Filed: May 26, 2004

For: NUTRITIONAL WEIGHT LOSS AGENT AND METHOD

Attorney Docket No.: FUNU 0102 PUSP

AMENDMENT UNDER 37 C.F.R. § 1.11

Mail Stop Amendment
Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby petitions for a one month extension of time to respond to the Office Action mailed December 28, 2004, thereby extending the time period within which to respond to April 28, 2005.

In response to the Office Action mailed December 28, 2004, please amend the above-identified application as follows:

05/02/2005 NNGUYEN1 00000035 10709746

01 FC:2251

60.00 DP

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this paper, including all enclosures referred to herein, is being deposited with the United States Postal Service as first-class mail, postage pre-paid, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on

April 28, 2005
Date of Deposit

Michael S. Brodbine
Name of Person Signing

Signature